UNITED STATES OF AMERICA BEFORE THE NATIONAL LABOR RELATIONS BOARD

HEAD START CHILD AND FAMILY SERVICES, LLC

and

Case 15-CA-115397

ALICIA EVANS

ORDER¹

The petition to revoke subpoena duces tecum B-706807 filed by Head Start Child and Family Services, LLC is denied. The subpoena seeks information relevant to the matters under investigation and describes with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations. Further, the Petitioner has failed to establish any other legal basis for revoking the subpoena. See generally, *NLRB v. North Bay Plumbing, Inc.*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).² In this regard, the entire petition to revoke is merely an argument on the merits of the potential case and thus is improper.

Dated, Washington, D.C., April 23, 2014.

KENT Y. HIROZAWA, MEMBER

HARRY I. JOHNSON, III, MEMBER

NANCY SCHIFFER, MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.

To the extent that the Employer has provided some of the requested material, it is not required to produce that information again, provided that the Employer accurately describes which documents under subpoena it has already provided, states whether those previously supplied documents constitute all of the requested documents, and provides all of the information that was subpoenaed.